

1006 Rec'd PCT/PTO 21 SEP 2005 #51

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Marie-Claude FOURNIE-ZALUSKI  
Serial No. 10/521,171  
IA Filing Date: July 16, 2003  
For: NOVEL DERIVATIVES OF 4,4'DITHIOBIS-(3-...

Atty's Dkt: ZALUSKI1  
Application Division  
ATTN: PCT  
Washington, D.C.  
Confirmation No.: 2976  
Date: September 21, 2005

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building, Mail Stop Missing Parts  
401 Dulany Street  
Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated July 25, 2005. Attached hereto is/are:

- [XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title and priority information.  
[XX] Additional fees as calculated below:

[XX] Search fee		\$500.00
[XX] Examination fee		\$200.00
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [XX] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$130.00
Number of each additional 50 pages or fraction thereof (round up to a whole number)	RATE	
	X \$250.00	
Number of Claims Previously Paid For	Rate	
- 20 =	X \$ 50.00	\$
- 3 =	X \$200.00	\$
	+ \$360.00	\$
Multiple Dependent Claims (if applicable)	TOTAL OF ABOVE CALCULATIONS	\$830.00
Reduction of 1/2 for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27.		<\$ >
	SUBTOTAL	\$830.00
		\$
	TOTAL NATIONAL FEE	\$830.00
Processing fee of \$130.00 for late furnishing of the English translation.		

- [ ] Surcharge for late filing of the Declaration was paid on \_\_\_\_\_  
[ ] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity  
Response Filed Within  
Adjustment date: 01/11/2006 - KWILLIAM  
09/27/2005 GFREY1 00000118 10521171  
02 FC:1206  
[ ] First - \$ 60.00  
[ ] Second - \$ 125.00  
[ ] Third - \$ 140.00  
[ ] Fourth - \$ 795.00  
[ ] Fifth - \$ 1,080.00  
month after time period set

Other Than Small Entity  
Response Filed Within  
[ ] First - \$ 120.00  
[ ] Second - \$ 450.00  
[ ] Third - \$ 1,020.00  
[ ] Fourth - \$ 1,590.00  
[ ] Fifth - \$ 2,160.00  
month after time period set

[XX] Total fees enclosed: \$ 830.00

[XX] Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$ 830.00 is enclosed to cover the above fees.

[XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition for extension of time. The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 0244035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

09/27/2005 GFREY1 00000118 10521171

01 FC:1617  
02 FC:1206

130.00 OP  
700.00 (H)

1e42  
1033

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By: Sheridan Neimark  
Registration No. 20,520

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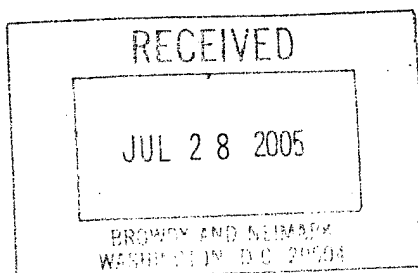
## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

RMU.

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/521,171	Marie-Claude Fournie-Zaluski	ZALUSKI 1

Roger L. Browdy  
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INTERNATIONAL APPLICATION NO.	
PCT/FR03/02242	
I.A. FILING DATE	PRIORITY DATE
07/16/2003	07/16/2002

CONFIRMATION NO. 2976  
371 FORMALITIES LETTER



\*OC000000016597420\*

Date Mailed: 07/25/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/14/2005
- English Translation of the IA filed on 01/14/2005
- Copy of the International Search Report filed on 01/14/2005
- Copy of IPE Report filed on 01/14/2005
- Information Disclosure Statements filed on 06/22/2005
- Request for Immediate Examination filed on 01/14/2005
- U.S. Basic National Fees filed on 01/14/2005
- Priority Documents filed on 01/14/2005

MSP=255E2005.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE**

DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/521,171	PCT/FR03/02242	ZALUSKI 1

FORM PCT/DO/EO/905 (371 Formalities Notice)